

Commissioners Meeting

June 3, 2014

Present: David Gogel, Al Logsdon, Jim Seiler, Chuck Painter, Attorney Jeff Lindsey, Auditor Jane Lynam

Meeting was called to order by President David Gogel at 8:17 A.M.

Minutes

Logsdon said on page 4 where it says **no sufficient** should say **non sufficient** and further down the page **delete the last line that McDurmon said**. With those corrections Logsdon made a motion to approve the minutes from May 20th. Seiler seconded the motion, motion was approved.

Claims

Seiler made a motion to approve Batch #2972 in the amount of \$422,143.92 upon confirmation that claim #174 was for a county owned vehicle. Logsdon seconded the motion, motion was approved.

Highway Report

Painter said our first CEDIT Roads will be bid out on June 17th, the second set will be on July 16th and the final one will be on August 19th, this will finish the CEDIT plan roads that we bid out. Lindsey explained that another meeting on the Common Wage Law would need to be set for Thursday, July 3rd, he will get the meeting setup for that date.

Painter said he is getting specs together for two tractors for the July 16th meeting; he is getting specs for the trucks together and will do bids for them the first meeting in August. Painter explained that he was going to go before the Council and transfer the money from Lease Rental into Equipment so we can buy the equipment we decided on instead of paying interest.

Trees have all been planted at Huffman Mill Bridge; we planted 400 as required by DNR.

Painter said he had a Case representative stop in and ask if we would be interested in trading our old backhoe in and set up a plan where we get a new one every year. It would always be under warranty, they do all the service, the only expense you would have would be if you broke a window, tore up a hose or something like that. If we trade ours in it would be \$29.00 per hour for every hour we put on the machine for the year. If you think you might be interested in that we can look at it and maybe put it the budget for next year. Seiler said we should get bids for other companies also to make sure we are getting the best price.

Logsdon said there is a problem on CR 500 N and asked Painter to check it out. Logsdon said in talking to David and Jim we seem to be having a tremendous increase in the number of banks sliding off into the road ditches this year compared to last, we need to figure out how to handle this before we have a massive problem. We might need to go to the Farm Bureau meeting and talk to farmers to see if they can come up with ideas to correct the problem.

Eric Haynes-CR 875

Eric Haynes and Albert Johnson were in attendance and spoke to the Commissioners about CR 875. In January the Commissioners had Attorney Lindsey send a letter to adjoining property owners advising them that this was a county road, although the County wasn't maintaining it. Haynes said it has been planted this year blocking the right-of-way, something needs to be done so the right-of-way can be accessed. Lindsey said he had a conflict of interest with this so the Commissioners should retain other legal council on this matter. After much discussion Logsdon said he felt we should have Eric Ayer attend the next meeting, get his opinion and go from there. Seiler suggested letting Surveyor Herron talk to the farmer and let him explain that this is actually a county road and they can't block the right-of-way and see if that takes care of the problem. Lindsey will let Ayer know what is going on so he can be prepared.

Legal Report

Lindsey explained that AT&T had sent a Master Agreement to us saying it has to be signed in order to get our Centrex contract going. Lindsey said he would recommend going ahead and signing the Master Agreement, it is basic ground rules on acceptable use. What I did was attach the pricing schedule and added to the front page that this agreement will be effective retroactive to March 9th the date of the expiration of the previous Centrex pricing agreement.

June 3, 2014

The agreement also includes the pricing schedule we signed on May 20th.

Logsdon made a motion to sign the Master Agreement with AT&T, include the pricing schedule for the services provided to us and the effective date be retroactive as stated in this contract as inserted by our legal counsel. Seiler seconded the motion, motion was approved.

Lindsey said he had received information from Kent Irwin concerning an Ordinance to amend our personnel policy and had put together in a form for the Commissioners consideration. We had a few problems with Sheriffs deputies and dispatch overtime and comp time; the policies in the personnel policy did not match what they were doing in the Sheriff's Office. This amendment is based on Federal Labor Law for law enforcement; you can work a 168 hour monthly schedule in a 28 day period without overtime; this amendment clarifies that. They can work straight time up to 171 hours, if they work the additional 3 hours in the 28 day period they get an extra 3 hours of straight time, but if they go over the 171 hours they get time and a half. Overtime is based on actual hours worked, any time off or comp time; sick leave does not count for hours worked for calculating over time. Sheriff Office employees are allowed to accrue 100 hours of compensatory time, but are not allowed to roll over any more than the 100 hours at the end of the year.

Lindsey said he would recommend having the first reading of this Ordinance at the next meeting and have someone from the Sheriff's Office in attendance since he hasn't had a final review with them.

Lindsey said he was in favor of banning e-cigs and felt it should be drafted into our Ordinances and personnel policy, he would look into getting that done.

Lindsey reported that the dispatch meeting held on Thursday seemed to go very well with some progress being made on issues, so the meeting scheduled for 1:15 wouldn't be necessary.

Old Business

The Commissioners had requested that Building Inspector Phil Brown be the ADA Coordinator for Spencer County and asked him to put some figures together for them. After much discussion Logsdon asked Brown to consider what it would take for him to act as the coordinator. Brown said there were two ways to take care of this, one being to do a Resolution stating that as new construction takes place existing problems will be taken care of and the other way would be to repair the problems as they are found, but that would take a lot of money to implement. Brown will think about the position some more and get back to the Commissioners later.

Logsdon made a motion to adjourn. Seiler seconded the motion, motion was approved.

Meeting was adjourned at 10:10 A.M.

President

Attest:

Auditor, Jane Lynam